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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,)	2:14-CR-00280-JCM-GWF
)	
)	
Plaintiff,)	
)	
v.)	
)	
DOMINQUE WELLS, et al.,)	
)	
Defendants.)	
)	

STIPULATION FOR EXTENSION OF TIME

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United States Attorney, and Phillip N. Smith, Jr., Assistant United States Attorney, counsel for the United States of America, and Raquel Lazo, Assistant Federal Public Defender, counsel for Defendant DOMINQUE WELLS, and Melanie A. Hill, Esq., counsel for Defendant ANDRE HALL, and Thomas F. Pitaro, Esq., counsel for Defendant CHRISTOPHER DOBBINS, that the date for the Government to file a response to the Defendants' Motion to Sever (Docket #41, #43, and #46) be extended for two (2) weeks.

This stipulation is entered for the following reasons:

1. On December 1, 2014, Defendant DOBBINS filed a Motion to Sever. On December 2, 2014, Defendant HALL filed a Motion to Sever. On December 4, 2014, Defendant WELLS filed a Motion for Joinder to both co-Defendants' Motions to Sever. PACER set the

1 Government's response deadline for December 18, and December 19, 2014, respectively. *See*
2 Docket #41, #43, and #46.

3 2. Counsel for the Government has been preparing for and participating in the
4 suppression hearing in the matter of United States vs. Wei Seng Phua, et al., case number 2:14-
5 cr-249-APG-PAL, and has had inadequate time to file a response to the Defendants' Motions,
6 due to the press of business.

7 3. The Defendants are incarcerated, but they do not object to the brief continuance of
8 the Government's response deadline.

9 4. The additional time requested herein is not sought for purposes of delay, but
10 merely to allow counsel for the Government adequate time to file a response to the Defendants'
11 Motions.

12 5. Additionally, denial of this request for continuance could result in a miscarriage
13 of justice.

14 6. This is the first stipulation filed herein to continue the Government's response
15 deadline.

16 DATED: December 18, 2014.

17
18 /s/
19 PHILLIP N. SMITH, JR.
20 Assistant United States Attorney
21 Counsel for the United States

17
18 /s/
19 RAQUEL LAZO
20 Assistant Federal Public Defender
21 Counsel for Defendant DOMINQUE WELLS

22 /s/
23 MELANIE A. HILL, ESQ.
24 Counsel for Defendant ANDRE HALL

22 /s/
23 THOMAS F. PITARO, ESQ.
24 Counsel for Defendant CHRISTOPHER DOBBINS

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,)	2:14-CR-00280-JCM-GWF
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DOMINQUE WELLS, et al.,)	
)	
Defendants.)	
<hr/>		

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. On December 1, 2014, Defendant DOBBINS filed a Motion to Sever. On December 2, 2014, Defendant HALL filed a Motion to Sever. On December 4, 2014, Defendant WELLS filed a Motion for Joinder to both co-Defendants' Motions to Sever. PACER set the Government's response deadline for December 18, and December 19, 2014, respectively. See Docket #41, #43, and #46.

2. Counsel for the Government has been preparing for and participating in the suppression hearing in the matter of United States vs. Wei Seng Phua, et al., case number 2:14-

1 cr-249-APG-PAL, and has had inadequate time to file a response to the Defendants' Motions,
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4 the Government's response deadline.

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7 Motions.

8 5. Additionally, denial of this request for continuance could result in a miscarriage
9 of justice.

10 6. This is the first stipulation filed herein to continue the Government's response
11 deadline.

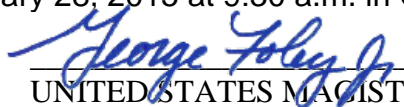
12 For all of the above-stated reasons, the ends of justice would best be served by a
13 continuance of the motion response deadline.

14 **CONCLUSIONS OF LAW**

15 The additional time requested herein is not sought for purposes of delay, but merely to
16 allow counsel for the Government adequate time to file a response to the Defendants' Motions.
17 The failure to grant said continuance would likely result in a miscarriage of justice.

18 **ORDER**

19 IT IS THEREFORE ORDERED, that the previously-scheduled response deadline for the
20 Government to respond to the Defendants' Motions to Sever (Docket #41, #43, and #46) is
21 extended until January 5, 2015. The motion hearing set for January 5, 2015 is vacated
22 and rescheduled for Wednesday, January 28, 2015 at 9:30 a.m. in Courtroom 3A.

23 
24 UNITED STATES MAGISTRATE JUDGE

25 DATED: December 19, 2014
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